

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP

Charles K. Verhoeven (Bar No. 170151)

2 charlesverhoeven@quinnemanuel.com

David A. Perlson (Bar No. 209502)

3 davidperlson@quinnemanuel.com

Melissa Baily (Bar No. 237649)

4 melissabaily@quinnemanuel.com

John Neukom (Bar No. 275887)

5 johnneukom@quinnemanuel.com

Jordan Jaffe (Bar No. 254886)

6 jordanjaffe@quinnemanuel.com

50 California Street, 22nd Floor

7 San Francisco, California 94111-4788

Telephone: (415) 875-6600

8 Facsimile: (415) 875-6700

9 Attorneys for WAYMO LLC

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;
16 OTTOMOTTO LLC; OTTO TRUCKING
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**DECLARATION OF LINDSAY COOPER
IN SUPPORT OF DEFENDANTS'
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL PORTIONS OF THEIR
OPPOSITION TO WAYMO'S MOTION
TO COMPEL PRODUCTION OF
DOCUMENTS AND RESPONSES TO
EXPEDITED INTERROGATORIES AND
EXHIBITS THERETO (DKT. 748)**

1 I, Lindsay Cooper, declare as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to
3 practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan,
4 LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set
5 forth in this Declaration, and if called as a witness I would testify competently to those matters.

6 2. I make this declaration in support of Defendants’ Administrative Motion to File Under
7 Seal Portions of Their Opposition to Waymo’s Motion To Compel Production of Documents and
8 Responses to Expedited Interrogatories and Exhibits Thereto (Dkt. 681-3) (the “Administrative
9 Motion”). Waymo seeks an order sealing the following materials attached to the Administrative
10 Motion:

Document	Portions For Which Waymo Supports Sealing
Defendants’ Opposition to Waymo’s Motion to Compel (“Opposition”)	Green Highlighted Portions Outlined in Red ¹
Exhibit 3	Entire Document

15 3. Specifically, the Opposition and Exhibit 3 contain or refer to trade secret and
16 confidential business information, which Waymo seeks to seal.

17 4. Portions of the Opposition (outlined in red) and Exhibit 3 contain, reference, and/or
18 describe Waymo’s asserted trade secrets. The information Waymo seeks to seal includes reference to
19 the development, confidential design and functionality of Waymo’s proprietary autonomous vehicle
20 system, which Waymo maintains as secret. I understand that these trade secrets are maintained as
21 secret by Waymo (Dkt. 25-47) and are valuable as trade secrets to Waymo’s business (Dkt. 25-31).
22 The public disclosure of this information would give Waymo’s competitors access to in-depth
23 descriptions—and analysis—of the functionality of Waymo’s autonomous vehicle system. If such
24

25
26 ¹ A version of Defendants’ Opposition with Waymo’s confidential and trade secret information
27 outlined in red will be filed concurrently herewith.
28

1 information were made public, I understand that Waymo's competitive standing would be
2 significantly harmed.

3 5. Waymo's request to seal is narrowly tailored to those portions of the Opposition and
4 Exhibit 3 that merit sealing.

5
6 I declare under penalty of perjury under the laws of the State of California and the United
7 States of America that the foregoing is true and correct, and that this declaration was executed in San
8 Francisco, California, on June 29, 2017.

9 By /s/ Lindsay Cooper
10 Lindsay Cooper
11 Attorneys for WAYMO LLC
12
13

14 **SIGNATURE ATTESTATION**

15 Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the
16 filing of this document has been obtained from Lindsay Cooper.

17 /s/ Charles K. Verhoeven
18 Charles K. Verhoeven
19
20
21
22
23
24
25
26
27
28